

FILED
2017 FEB -6 AM 11:42
U.S. DISTRICT COURT
MIDDLE DISTRICT OF
-02617

JURY DEMANDED (12)


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2. As this Honorable Court knows, a Rule 59 (e) motion to alter or amend must clearly establish either a manifest error of law or fact.
3. Plaintiff respectfully asserts the Court erred in assessing the facts of Plaintiff's Amended Complaint. Plaintiff does not complain that Defendant "exhibited bias" although that is most definitely true. Plaintiff specifically complains that his right of due process, which includes a right to be heard, was grossly and repeatedly violated by Defendant in violation of the fourteenth amendment of the U.S. Const. Husband also explicitly complained that the Defendant grossly and repeatedly obstructed evidence in further gross violation of Plaintiff's right of due process.
4. Plaintiff also respectfully asserts the Court erred in relying on the Rooker-Feldman Doctrine, and erred in asserting that either a denial of equal protection or deprivation of liberty or property in violation of the law are necessary elements to a 42 U.S.C. § 1983 cause of action and claim.
5. Plaintiff further respectfully asserts the Court erred in denying Plaintiff's Motion to Strike and the assertion that the "only appropriate vehicle" with which to challenge a R&R is under Fed. R. Civ. P. Rule 72(b)(2).
6. Plaintiff also respectfully requests the leave of this Honorable Court to amend his Complaint pursuant to Fed. R. Civ. P. Rule 15 (a) (2).
7. Based on Plaintiff's assertions above, and as substantiated with supporting authorities in Plaintiff's accompanying memorandum of law, Plaintiff respectfully requests that this Honorable

Court reverse or suspend its order to dismiss Plaintiff's Amended Complaint and grant Plaintiff leave to amend his Complaint.

In support of this motion, Plaintiff relies upon the accompanying memorandum of law.

Respectfully submitted,



John A Gentry, CPA, Pro Se
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was sent via email and via First Class US Mail, postage prepaid to;

Joseph Ahillen, BPR # 028378
Assistant Attorney General
Civil Rights and Claims Division
Office of the Attorney General
P.O. Box 20207
Nashville, Tennessee 37202-0207

On this the 6th day of February, 2017



John Anthony Gentry, CPA

Oath

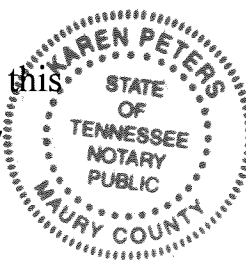
State of Tennessee)

County of Maury)

I, John Anthony Gentry, after being first duly sworn according to law, do hereby make oath and affirm that all statements included in **PLAINTIFF'S MOTION TO ALTER JANUARY 26, 2017 MEMORANDUM & ORDER AND REQUEST FOR LEAVE TO AMEND**, are true and correct to the best of my knowledge, information and belief


John Anthony Gentry

Sworn to and subscribed before me, this
the 6th day of February, 2017



Notary Public Karen Peters

My Commission Expires 5/22/2019